

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-26454-2020 (O&M)

Date of decision: 07.09.2020

Sanjiv Karagwal

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Lupil Gupta, Advocate,
for the petitioner.

Ritu Bahri, J.

Quashing of FIR No. 208 dated 09.04.2019, under Sections 120-B/419/420/467/468/471 IPC, registered at Police Station, Palam Vihar, District Gurugram (Annexure P-1) and subsequent proceedings arising therefrom, are being sought on the basis of compromise/affidavit dated 01.06.2019 and 30.05.2019 (Annexures P-2 and P-3 respectively).

FIR (Annexure P-1) was registered on the basis of complaint made by Pratap Singh-respondent No.2 with the allegation that petitioner had got financed vehicles in the name of respondent No.3 by fabricating documents.

Now, with the intervention of respectable persons, the matter has been compromised between the parties. In this regard complainant-Pratap Singh and Yogender Yadav-respondent No.3 have given their affidavits 01.06.2019 and 30.05.2019 (Annexures P-2 and P-3).

Notice of motion.

On the asking of the Court, Ms. Sheenu Sura, DAG, Haryana, accepts notice on behalf of respondent-State and Mr. Arun Gupta, Advocate, accepts notice on behalf of respondent Nos.2 and 3. Learned State counsel, on instructions from ASI Kanwar Singh, informs that the matter is still at the stage of investigation and the petitioner has not been arrested so far.

Learned counsel for respondent Nos.2 and 3 also states that as per affidavits dated 01.06.2019 and 30.05.2019 (Annexures P-2 and P-3), the matter has been amicably resolved between the parties.

A perusal of the affidavits dated 01.06.2019 and 30.05.2019 (Annexures P-2 and P-3) shows that the compromise has been effected voluntarily, without any pressure, coercion and with free will of the parties. They have no objection if the F.I.R. (Annexure P-1) is quashed. Photocopies of Aadhaar cards of Pratap Singh and Yogender Yadav have been attached as Annexures P-4 and P-5.

Keeping in view the prevailing COVID-19 situation and the fact that the compromise has been effected between the parties as per affidavits dated 01.06.2019 and 30.05.2019 (Annexures P-2 and P-3), whereby they have decided to get the F.I.R. quashed, it is a fit case where there is no impediment in the way of the Court to exercise its inherent powers under Section 482 Cr.P.C for quashing of F.I.R in the interest of justice. Consequently, in view of the judgments passed by the Hon'ble Supreme Court in *Madan Mohan Abbot vs. State of Punjab* 2008(4) S.C.C. 582 and the law laid down by the Full Bench of this Court in the case of *Kulwinder Singh and Ors. vs. State of Punjab and another* 2007(3) RCR (CrI.) 1052, no useful purpose would be served in prolonging the litigation.

B/419/420/467/468/471 IPC, registered at Police Station, Palam Vihar, District Gurugram (Annexure P-1), is quashed with all consequential proceedings arising therefrom qua the present petitioner.

Petition stands allowed accordingly.

07.09.2020
ajp

(RITU BAHRI)
JUDGE

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No